THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.22731 of 2007

Between:

Dhanavath Panthulu Naik.

.. PETITIONER

and

The Government of A.P., and others.

.. RESPONDENTS

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THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.22731 of 2007

ORDER:

It is the case of the petitioner that against removal of the petitioner from the post of Sarpanch of Thripuraram Gram Panchayat, Thripuraram Mandal, Nalgonda District, by the District Collector (Panchayat Wing), Nalgonda in proceedings No.1028/07-B1 (Panchayat)-1, dated 22-10-2007, under Section 249(1) of A.P.Panchayat Raj Act, 1994 (for short "the Act"), the petitioner filed an appeal before the Government on 30-10-2007. It is stated that after filing the appeal, telegraphic notice, dated 08-11-2007, was issued by fixing the date of hearing on 12-11-2007. On which date, the petitioner is appeared but the appeal could not be disposed of. It is stated that no further date has also be given.

Learned counsel appearing for the petitioner submits that under Section 249(7) of the Act, the Government is empowered to grant stay of operation of the removal order.

As the appeal is pending, without expressing any opinion on the merits of the case, I am of the opinion that it is just and proper to direct the 1st respondent to consider and dispose of the main appeal itself.

Accordingly, the writ petition is disposed of directing the 1st respondent to consider and dispose of the main appeal itself. If for any reason, the main appeal could not be disposed of, as expeditiously as possible, the feasibility of granting stay may be considered, within three weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

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06-12-2007

Note:
Issue C.C. by tomorrow
(B/o)
Prv